Los Angeles County Sheriff's Department
Supervisor's Report on Use of Force

Incident Information

URN: 015-13785-1499-058	Date: 11/08/15	Time: 2217 Hours	
Location: 1115 Sunset Avenue	City or Station: West Covina		
Bureau/Station/Facility: EPD/Industry Sheriff Station, SPD/Carson Station	Admin. Investigation: ◯ YES ◉ NO		
Type of Force: TASER / Personal Weapons / Impact Weapon / Control Holds			
Incident Category: ◯1 ◯2 ◉3	Deputy Injury: ◯ YES ◉ NO	Suspect Injury ◉ YES ◯ NO	
☒ Call	☐ Observation	☐ Detail	☐ Foot Pursuit ☐ Vehicle Pursuit
IAB Notified: ◉YES ◯ NO	Person Notified: Lieutenant Grall	Emp: [redacted]	IAB Roll Out ◉ YES ◯ NO

Involved Employee

E 1

Employee #: [redacted]	Last Name: Leslie	First Name: Erik	Middle I.: C	Rank: DSG	
Sex: ◉ M ◯ F	Race: W	Height: 510	Weight: 195	Age: [redacted]	Shift: ◉ EM ◯ Day ◯ PM; ◉ Regular Shift ◯ OT Shift ◯ Off Duty
Unit of Assignment: Industry Sheriff's Station	Work Assignment (Unit #, Module, etc.): 144F2				
Individual Force Used: Taser, Personal Weapons, Control Holds	◯ Directed ◯ Rescue ◯ Medical Assist	Individual Category ◯1 ◯2 ◉3			
☒ Injured ☐ Treated ☐ Admitted	Facility: Queen of the Valley Hospital	Coroner Case #			

E 2

Employee #: [redacted]	Last Name: [redacted]	First Name: [redacted]	Middle I.: [redacted]	Rank: B-1	
Sex: ◉ M ◯ F	Race: H	Height: 508	Weight: 240	Age: [redacted]	Shift: ◉ EM ◯ Day ◯ PM; ◉ Regular Shift ◯ OT Shift ◯ Off Duty
Unit of Assignment: Industry Sheriff's Station	Work Assignment (Unit #, Module, etc.): 144F2				
Individual Force Used: Impact Weapon, Control Holds	◯ Directed ◯ Rescue ◯ Medical Assist	Individual Category ◯1 ◉2 ◯3			
☐ Injured ☐ Treated ☐ Admitted	Facility:	Coroner Case #			

E_

Employee #	Last Name	First Name	Middle I.	Rank	
Sex: ◯ M ◯ F	Race:	Height:	Weight:	Age:	Shift: ◯ EM ◯ Day ◯ PM; ◯ Regular Shift ◯ OT Shift ◯ Off Duty
Unit of Assignment:	Work Assignment (Unit #, Module, etc.):				
Individual Force Used:	◯ Directed ◯ Rescue ◯ Medical Assist	Individual Category ◯1 ◯2 ◯3			
☐ Injured ☐ Treated ☐ Admitted	Facility:	Coroner Case #			

On Duty Supervisor ☐ Additional Involved Employees

Emp. #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	[redacted]	[redacted]		Sgt.	YES ◯ NO ◉	YES ◯ NO ◉

Supervisor Completing Investigation

Emp. #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Barron	Eric		Sgt.	YES ◯ NO ◉	YES ◯ NO ◉

Watch Commander / Supervising Lieutenant

Emp. #	Last Name	First Name	Middle I.	Rank
[redacted]	Cortinas	David		Sgt.

Albert M. Moldonado (signature) — 10/05/16 — Emp #: [redacted]
Watch Commander / Supervising Lieutenant's Signature: Date Copy Provided to Employee by: Emp #:

John M. Roberts
Unit Commander (**Print Name**) Unit Commander's **Signature**: Emp #: [redacted] Date

DISCOVERY Use Only
FO# 2389712

☐ PPI REVIEW COMPLETED

Original: Discovery Unit
Copy: Unit Commander

Supervisor's Report on Use of Force
SUSPECT INFORMATION

015 - 13785 - 1499 - 058

Suspect Information

S 1

Last Name	First Name	Middle Name	Armed? Select
Frausto	Oscar		Not Armed

AKA Last Name: First Name: Middle Name:

Sex	Race	Age	Height	Weight	D.O.B.	Phone #1: ○ H ○ W ○ C	Phone #2: ○ H ○ W ○ C
◉ Male ○ Female	H	39	507	170	08/20/76	[redacted]	

Street Address: [redacted] City: [redacted] State & Zip Code: [redacted]

Booking #: 4495570 Primary Charge Code: 245 (a)(1)P.C. Secondary Charge Code: 69 PC [redacted] Criminal History

Treated on Scene? ◉ YES ○ NO Name: Dr. Solomin Unit: Phone #: (626) 813-3716

Hospital Admission? ☐ Rec'd Treatment At: Queen of the Valley Coroner Case #: Mental History ☐ User's guide provides direction on this entry

By: Dr. Solomin Address: 1115 Sunset Avenue, West Covina Phone #: 626-813-3716

Under Influence: ◉ YES ○ NO Substance: CNS Stimulant 5150 a factor in force? ○ YES ◉ NO User's guide provides direction on this entry

Date: 11/09/15 Time: 0428 ☒ Audiotape: ☐ Videotape: ☒ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: First Name: Middle Name: Armed? Select

AKA Last Name: First Name: Middle Name:

Sex: ○ Male ○ Female Race: Age: Height: D.O.B. Weight: Phone #1: ○ H ○ W ○ C Phone #2: ○ H ○ W ○ C

Street Address: City: State & Zip Code:

Booking #: Primary Charge Code: Secondary Charge Code: ☐ Criminal History

Treated on Scene? ○ YES ○ NO By: Unit: Phone #:

Hospital Admission? ☐ Rec'd Treatment At: Coroner Case #: Mental History ☐ User's guide provides direction on this entry

By: Address: Phone #:

Under Influence: ○ YES ○ NO Substance: 5150 a factor in force? ○ YES ○ NO User's guide provides direction on this entry

Date: Time: ☐ Audiotape: ☐ Videotape: ☐ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: First Name: Middle Name: Armed? Select

AKA Last Name: First Name: Middle Name:

Sex: ○ Male ○ Female Race: Age: Height: D.O.B. Weight: Phone #1: ○ H ○ W ○ C Phone #2: ○ H ○ W ○ C

Street Address: City: State & Zip Code:

Booking #: Primary Charge Code: Secondary Charge Code: ☐ Criminal History

Treated on Scene? ○ YES ○ NO By: Unit: Phone #:

Hospital Admission? ☐ Rec'd Treatment At: Coroner Case #: Mental History ☐ User's guide provides direction on this entry

By: Address: Phone #:

Under Influence: ○ YES ○ NO Substance: 5150 a factor in force? ○ YES ○ NO User's guide provides direction on this entry

Date: Time: ☐ Audiotape: ☐ Videotape: ☐ Photos of Injuries: ☐ ADMITS HEARING ANNOUNCEMENTS

☐ **Additional Suspects Involved**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION

015 - 13785 - 1499 - 058

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift: ◯ EM ◯ Day ◯ PM	◯ Regular ◯ OT ◯ Off Duty

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift: ◯ EM ◯ Day ◯ PM	◯ Regular ◯ OT ◯ Off Duty

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift: ◯ EM ◯ Day ◯ PM	◯ Regular ◯ OT ◯ Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	44	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]		31	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]		25	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]			

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	27	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

☐ Additional Witness

Supervisor's Report on Use of Force

015 - 13785 - 1499 - 058

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives

(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)

(PO) Personal Weapon (Other)
(RS) Resistance
(RO) Restraint Device (Other)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(IR) Less Lethal Impact Round (other)
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative
(HR) High Risk

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Involved

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Frausto, Oscar	S1	Deputy Leslie	E1	PH	NN	
Deputy Leslie	E1	Frausto, Oscar	S1	TR	PW	CH
Frausto, Oscar	S1	Deputy Leslie	E1	RS	NN	
Deputy Leslie	E1	Frausto, Oscar	S1	TR	BR	SH
Frausto, Oscar	S1	Deputy Leslie	E1	PH	NN	SH
Deputy [redacted]	E2	Frausto, Oscar	S1	SP	SD	AD
Deputy [redacted]	E2	Frausto, Oscar	S1	SP	SD	BK
Deputy [redacted]	E2	Frausto, Oscar	S1	SP	SD	LE
Deputy Leslie	E1	Frausto, Oscar	S1	PP	NN	
Deputy [redacted]	E2	Frausto, Oscar	S1	PP	NN	
Frausto, Oscar	S1	Deputy Leslie	E1	PH	NN	
Deputy Leslie	E1	Frausto, Oscar	S1	PH	FR	FA
Frausto, Oscar	S1	Deputy [redacted]	E2	PK	NN	

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

INCIDENT:	**Use of Force (Category Three – Fractured Medial Orbital)**
IAB FILE NUMBERS:	**FO 2389712**
URN#:	**015-13785-1499-058**
DATE/TIME:	**November 8, 2015, 2215 hours, Sunday**
LOCATION:	**1115 South Sunset Avenue, West Covina, CA 91790**
	Queen of the Valley Hospital

SYNOPSIS

On November 9, 2015, an Internal Affairs Bureau (IAB) Force and Shooting Rollout Team comprised of Lieutenant David Grall, Sergeant Eric Barron, and Sergeant Jesus Carrasco responded to Industry Sheriff's Station regarding a use of force. The use of force occurred at Queen of the Valley Hospital and resulted with a fracture to the suspect's right medial orbital. The force review was assigned to Sergeant Eric Barron.

SUMMARY

On November 8, 2015, at approximately 1800 hours, PM shift Industry Station patrol deputies were dispatched to an assault with a deadly weapon "now" call. Upon their arrival, Deputies [redacted] and [redacted] saw two males struggling on the ground. One male (Victim [redacted]) was seated behind another male (Suspect Frausto), and was using a choke hold to control him. Victim [redacted] was bleeding from the head and told the deputies that Suspect Frausto stabbed him with a box cutter. At the deputies' request, Victim [redacted] turned Suspect Frausto onto his stomach, so the deputies could handcuff him. When the deputies made physical contact with Suspect Frausto, he forcefully freed his left arm and moved it underneath his body, toward his waistband. Fearing Suspect Frausto was arming himself with the box cutter, Deputy [redacted] employed the Taser, striking Suspect Frausto in the right shoulder blade area. Deputy [redacted] activated the Taser for approximately fifteen seconds, which allowed Deputy [redacted] to complete handcuffing under power. Suspect Frausto was transported to Queen of the Valley Hospital to remove the Taser barbs, and for medical booking clearance. This use of force was documented and reviewed by Industry Station personnel under URN 915-13780-1440-052. The force package submitted by Industry Station personnel was included in this case as **Exhibit A**.

Later that night, Deputies Erik Leslie and [redacted] were dispatched to Queen of the Valley Hospital to transport Suspect Frausto to Industry Station once he was medically cleared for booking. When they arrived, Suspect Frausto was asleep and secured to the hospital gurney, with hospital restraints, in Emergency Room #22. A short while later, the hospital staff removed the soft restraints, and Deputy Leslie handcuffed Suspect Frausto's right wrist to the gurney, in the area of his (Frausto's) right knee. Deputy Leslie stated when he handcuffed Suspect Frausto's right wrist to the rail of the gurney, Suspect Frausto was still asleep, as he was when he (Leslie) and his partner arrived at the hospital. He also stated he did not see any indication that Suspect Frausto would be uncooperative.

After being there a short while, Deputy Leslie sat in a chair, at the foot of the gurney and monitored Suspect Frausto, as Deputy [redacted] situated medical clearance paperwork with the hospital staff. The hospital chair Deputy Leslie sat in had arms and somewhat restricted his movement, so he placed his Taser on his lap. Deputy Leslie told IAB investigators, his knees were approximately three inches from the edge of the gurney as he sat in the chair. A short while later, Suspect Frausto awoke, and forcefully yanked on the handcuff a few times. He immediately sprung from the laying position on the gurney, to a crouched position on the gurney, with both feet on the mattress and his left fist raised above his head, all the while looking at Deputy Leslie. Deputy Leslie told IAB investigators, he thought Suspect Frausto was about to lunge toward him and punch him, so he leaned backward in his chair to create some distance, and fired the Taser at Suspect Frausto. Both Taser barbs struck Suspect Frausto in the left chest/breast area. Deputy Leslie stated he was less than three feet away from Suspect Frausto when he employed the Taser, and he let the Taser cycle for the five second default.

The Taser was effective, and caused Suspect Frausto to fall back onto the gurney. When the five second burst from the Taser ended, Suspect Frausto immediately removed the barbs from his chest with his left hand and started to raise his upper body. Deputy Leslie moved toward Suspect Frausto and attempted to drive stun him in the area of his (Frausto's) right shoulder, with the Taser cartridge still attached to the Taser. Since the Taser was not having the desired effect, Deputy Leslie pushed Suspect Frausto's right shoulder with his left hand. Deputy Leslie felt the effects of the Taser in his left arm, and the five second cycle completed soon thereafter. When the five second cycle ended, Suspect Frausto immediately rolled to his right, over the bedrail, and onto his feet.

Suspect Frausto lowered his upper body and lunged into Deputy Leslie's midsection. Deputy Leslie used his bodyweight to press downward on Suspect Fausto, and reached around Suspect Frausto's upper body in an attempt to control him. As he did so, he saw Suspect Frausto trying to punch him with his left fist, but only his upper left bicep area struck Deputy Leslie in the right shoulder.

Deputy [redacted] was now in the room and struck Suspect Frausto in the ribs, back and shin with his sap. Deputy [redacted] did not remember which rib cage or shin he struck with his sap, but remembered he struck Suspect Frausto in the right upper back. Deputy

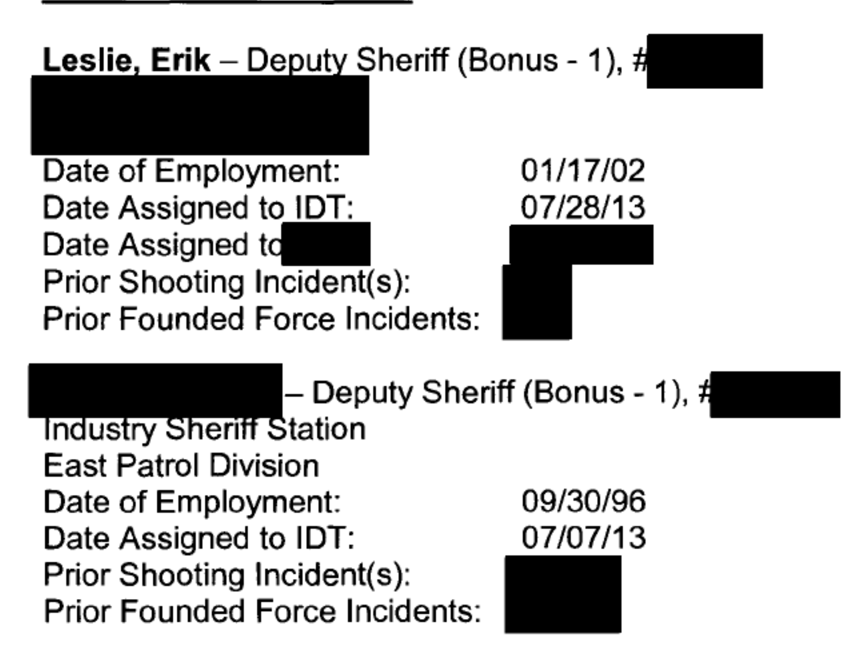
[redacted] then grabbed hold of Suspect Frausto's legs, and the deputies were able to force Suspect Frausto back onto the gurney. Suspect Fausto raised himself into a seated position and punched at Deputy Leslie, narrowly missing the left side of his face. Deputy Leslie punched Suspect Frausto twice in the face with his right fist. The first punch was to Suspect Frausto's nose and the second was to the right eye. Deputy Leslie believed his punches stunned Suspect Frausto because they caused him to lay flat on the bed. Deputy [redacted] controlled Suspect Frausto's legs momentarily, until hospital security arrived. When hospital security arrived, they handcuffed Suspect Frausto's left wrist to the gurney and secured his legs to the gurney using hospital restraints. Upon the arrival of hospital security, Deputy [redacted] ran outside the hospital and transmitted emergent radio traffic, due to nonexistent radio reception within the hospital.

> **IAB Note:** **Deputy Leslie did not remember if he struck Suspect Frausto's left or right eye when he punched him in the face. He used collective reasoning to form the opinion he most likely punched Suspect Frausto's right eye. Refer to Deputy Leslie's second interview with IAB investigators, and pages four and seventeen of his first interview with IAB.**

Doctor Solomin told IAB investigators Suspect Frausto sustained a fracture to the medial right orbital. He indicated that type of injury is consistent with being punched in the eye area.

The incident report and supplemental reports pertaining to the use of force at Queen of the Valley Hospital, Industry Sheriff Station In-Services, and Suspect Frausto's Queen of the Valley Hospital Medical paperwork are included with this case in **Exhibit B**.

INVOLVED PERSONNEL



Leslie, Erik – Deputy Sheriff (Bonus - 1), #[redacted]
[redacted]

Date of Employment:	01/17/02
Date Assigned to IDT:	07/28/13
Date Assigned to [redacted]	[redacted]
Prior Shooting Incident(s):	[redacted]
Prior Founded Force Incidents:	

[redacted] – Deputy Sheriff (Bonus - 1), #[redacted]
Industry Sheriff Station
East Patrol Division

Date of Employment:	09/30/96
Date Assigned to IDT:	07/07/13
Prior Shooting Incident(s):	[redacted]
Prior Founded Force Incidents:	

INVOLVED SUSPECT

Frausto, Oscar MH/39, Booking #4495570

Address: [redacted]
Booking Charges: 245(a)(1) PC (Assault with a Deadly Weapon)
69 PC (Assault with a Deadly Weapon)
Court Case Number KA111131, DA Case #35547621

Criminal History: CII #[redacted]

Suspect Frausto's criminal history consisted of [redacted] and [redacted] His CCHRS and RAPS printouts are included with this case as **Exhibit C**.

INVESTIGATION

Industry Station Sergeant David Cortinas conducted a videotaped interview with Suspect Frausto at Queen of the Valley Hospital pertaining to the first use of force (involving Deputies [redacted] and [redacted]. IAB investigators obtained a DVD of that interview and included it with **Exhibit A**. Industry Station Sergeant [redacted] interviewed Witnesses [redacted] (Queen of the Valley security guard), [redacted] (Queen of the Valley EMT), [redacted] (Queen of the Valley EMT), and [redacted] (Queen of the Valley security guard). For complete statements made, more information, and precise wording, see attached verbatim interview transcriptions.

IAB investigators conducted follow up interviews, the night of the incident, with Witnesses [redacted] and [redacted] and interviewed Witness [redacted] the nurse Deputy [redacted] was signing paperwork with when the incident began. They also interviewed Suspect Frausto and Deputies Erik Leslie and Deputy [redacted] The interviews were digitally recorded and transcribed. For complete statements made, more information, and precise wording, see attached verbatim interview transcriptions. IAB investigators attempted to conduct follow up interviews with hospital security guards, Witnesses [redacted] and [redacted] however, Queen of the Valley Risk Management requested not to interview them until Risk Management staff reviewed their employee's involvement. IAB investigators will submit an Addendum to this case if hospital management allows the interviews.

IAB investigators attempted to obtain photographs of Suspect Frausto, depicting his visible injuries, from the use of force package submitted by Industry Station personnel. They were advised there were no photographs submitted with force package.

During the interview with Deputy Leslie, Internal Affairs Bureau investigators used a photograph of the scene (emergency room 22) to help describe his position when the incident began **[Exhibit D]**. Refer to pages eight and nine of Deputy Leslie's interview

transcripts.

IAB investigators requested Deputy [redacted] show the sap he used to strike Suspect Frausto. The sap was similar to a Gonzales Model 415. It measured eleven inches long and weighed 20.40 ounces. Photos of Deputy [redacted] sap are included in **Exhibit B**.

> **IAB Note:** **MPP Section 3-03/370.00 Sap, states only the Gonzales Model 415 or similar sap, weighing 21 ounces, plus or minus two ounces, is Department approved.**

Queen of the Valley Hospital staff told IAB investigators Suspect Frausto had methamphetamine in his system at the time of this incident.

Deputy Leslie sustained soreness to his right hand; however, x-rays determined there were no fractures or breaks.

There was no video surveillance of the incident. Photos of the scene were included in **Exhibit E**.

SUSPECT INJURIES:

Suspect Frausto sustained facial contusions, facial abrasions to his left cheek area, puncture wounds (from the Taser) on his right shoulder blade and left chest, and a fracture to his right medial orbital wall. Photos of Suspect Frausto's injuries are included in this case and are also on a CD in **Exhibit F**. A majority of these injuries could most likely be attributed to the altercation with Victim [redacted] and the use of force involving Deputies [redacted] and [redacted]

Suspect Frausto was treated by Doctors Owashi and Solomin at Queen of the Valley Hospital, under patient # [redacted] Doctor Solomin told IAB investigators the fracture to Suspect Frausto's right medial orbital wall, most likely the resulted from a punch.

WEAPONS USED BY DEPUTY PERSONNEL:

Less Lethal, Personal Weapons, and Impact Weapon

Deputy Leslie used a Less Lethal Weapon (Taser) and personal weapons (fist). Deputy [redacted] used a Department approved impact weapon, sap.

WEAPONS USED BY SUBJECT:

Personal weapons (fist and legs).

RADIO TRANSMISSION:

IAB investigators obtained the emergent radio traffic transmitted by Deputy [redacted] **[Exhibit G]**. Deputy [redacted] had to exit the hospital to transmit the radio traffic due to poor radio reception inside the hospital. Deputy [redacted] requested the "patch" to request a field sergeant and one unit code three. After his radio transmission, he ran back inside the hospital to check on his partner. There was confusion on the part of the Sheriff's Communication Center (SCC) Radio Transmission Officer RTO). The RTO broadcasted that the suspect fled from the deputies, which instigated a containment. Deputy [redacted] did not broadcast Suspect Frausto had fled.

CHARGES FILED AND DISPOSITIONS:

Investigators Name: Industry Station Detective Erika Ortiz, #[redacted]

Court: Pomona Court

Charges: The District Attorney filed (1) felony count of 245(a)(1)PC (Assault with a Deadly Weapon), (1) felony count of 69 PC (Resist Officer by Force), and (1) misdemeanor charge of 242 (Battery) against Suspect Frausto. (DA Case #KA111131). On January 28, 2016, Suspect Frausto was convicted of 245 (a)(1) PC and 69 PC, and sentenced to 2 years state prison.